

**MINUTES OF THE
BUSINESS AND LABOR INTERIM COMMITTEE**

Wednesday, June 19, 2013 – 9:00 a.m. – Room 210 Senate Building

Members Present:

Sen. Curtis S. Bramble, Senate Chair
Rep. James A. Dunnigan, House Chair
Sen. J. Stuart Adams
Sen. Deidre M. Henderson
Sen. Karen Mayne
Sen. John L. Valentine
Rep. Jacob L. Anderegg
Rep. Johnny Anderson
Rep. Jim Bird
Rep. Derek E. Brown
Rep. Susan Duckworth
Rep. Gage Froerer
Rep. Eric K. Hutchings
Rep. Dana L. Layton
Rep. Mike K. McKell
Rep. Dixon M. Pitcher
Rep. Marc K. Roberts

Rep. Jon E. Stanard
Rep. Mark A. Wheatley
Rep. Larry B. Wiley

Members Absent:

Sen. Gene Davis
Rep. Brad R. Wilson

Staff Present:

Mr. Bryant R. Howe, Policy Analyst
Ms. Christine R. Gilbert, Associate General Counsel
Ms. Patricia Owen, Associate General Counsel
Ms. Jennifer K. Christopherson, Legislative Secretary

Note: A list of other present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Bramble called the meeting to order at 9:09 a.m. Sen. Davis and Rep. Wilson were excused from the meeting.

MOTION: Rep. Wiley moved to approve the minutes of the May 15, 2013, meeting. The motion passed unanimously with Sen. Adams, Sen. Mayne, Rep. Anderson, Rep. Brown, Rep. Pitcher, Rep. Stanard, and Rep. Wheatley absent for the vote.

Chair Bramble distributed a letter from the Utah Department of Health regarding the implementation of the Patient Protection and Affordable Care Act and informed the committee that the letter had been submitted in accordance with state statute.

2. Consumer Credit Score Disclosures

Rep. Paul Ray explained why the issues contained in 2013 General Session H.B. 158 "Consumer Credit Protection Amendments" were before the committee. He said that the bill would require anyone providing a credit score to a consumer to disclose from whom the report came. He responded to questions from the committee by saying that the bill would not require the disclosure of any algorithms or proprietary information used to produce the credit score.

Mr. Ramon Looby, Consumer Data Industry Association, spoke in opposition to the bill by saying that it is unnecessary and preempted by federal law. He responded to questions from the committee by stating that each company calculates a credit score differently and that the score that the consumer receives may

be different than the score that the lender receives. Sen. Valentine requested that Mr. Looby provide the committee with a copy of the legal brief regarding the federal preemption question.

Mr. Mike Sonntag, American Insurance Association Independent Agents, said that changes are needed to the bill before it can be supported by his organization.

Mr. Mike Bailey, LexisNexis, expressed concern with the bill and said that federal law preempts its implementation.

Committee discussion followed.

3. Mobile Home Parks

Rep. Lee B. Perry discussed draft legislation "Tree Maintenance in Mobile Home Parks" (2013FL-1028/002), which was distributed in the mailing packet. He explained that the purpose of the bill is to modify the language to include tree removal. He responded to questions from the committee by saying that the bill only concerns mobile home parks.

4. Accessing Studies of the Rocky Mountain Center for Occupational and Environmental Health

Sen. Mayne said that businesses moving to Utah need clear and accurate information on air quality and other environmental concerns. She responded to questions from the committee by saying that her proposed legislation would appropriate ongoing money for research to the Rocky Mountain Center for Occupational and Environmental Health at the University of Utah.

Mr. Dennis Lloyd, Senior Vice President, Workers Compensation Fund, and Chair, Advisory Board, Rocky Mountain Center for Occupational and Environmental Health, said that the center is a renowned entity with an excellent record of accuracy and objectivity. He responded to questions from the committee by stating that the center would use this proposed funding to summarize and disseminate the results of published studies.

Dr. Kurt Hegmann, Director, Rocky Mountain Center for Occupational and Environmental Health, distributed and discussed "Particulate Air Pollution and Adverse Birth Effects" as an example of the work performed by the center. He said that the center maintains high standards for research quality and is involved with about 1,100 companies.

Mr. Todd Bingham, Utah Manufacturers Association, said that it is important for industry to have an organization to interpret and analyze information results of studies to ensure the information is valid and has merit.

Mr. Taz Biesinger, Utah Home Builders Association, expressed support for the Rocky Mountain Center for Occupational and Environmental Health.

Mr. Matt Pacenza, Policy Director, Heal Utah, spoke in support of the Rocky Mountain Center for Occupational and Environmental Health and said that disputes often arise due to conflicting information. He responded to questions from the committee by stating that we need to trust the research.

Mr. Dale Cox, President, Utah American Federation of Labor and Congress of Industrial Organizations, spoke in support of the Rocky Mountain Center for Occupational and Environmental Health and said that anything that can be done to bring credibility and new jobs to Utah is a positive thing.

Committee discussion followed.

5. Treatment of Manufactured and Mobile Homes as Real Property

Rep. Jim Nielson distributed and discussed draft legislation "Manufactured and Mobile Home Amendments" (2014FL-0033/002) and said that the bill would tie the lien to a real property title. He responded to questions from the committee by stating that a building inspector would need confirmation that a lien had been converted from a personal property lien to real property lien.

6. Utah Fund of Funds

Mr. Matthew Petersen, Vice President, Utah Fund of Funds, distributed and presented "A Successful Public-Private Partnership." He gave a brief history of the Utah Fund of Funds and then highlighted many of the positive economic results due to investments made by the Utah Fund of Funds. He responded to questions from the committee by saying that certain proprietary information regarding investments in venture capital funds is not public information. He said that information on the fund's performance, oversight, and internal controls is provided in his organization's annual reports.

7. Smarter E-Government: The Benefits of OnLine Services for Utah Businesses

Ms. Jennifer Robinson, University of Utah Center for Public Policy and Administration, distributed "Smarter eGovernment – The Benefits of Online Services for Utah Businesses" and reviewed the study parameters. She said that they surveyed 900 businesses and the conclusion was that online services are good for business.

8. Other Items/Adjourn

MOTION: Rep. McKell moved to adjourn the meeting. The motion passed unanimously with Sen. Valentine, Rep. Anderegg, Rep. Brown, and Rep. Layton absent for the vote. Chair Bramble adjourned the meeting at 11:30 a.m.